

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**ROY PEARSON**

**PLAINTIFF**

**v.**

**Civil Action No. 1:06CV321-SA-JAD**

**CITY OF LOUISVILLE**

**DEFENDANT**

**ORDER ON SUMMARY JUDGMENT**

Pursuant to an opinion issued this day, it is hereby ORDERED that

(1) the Defendant's Motion for Summary Judgment [46] is MOOT;

(2) The Defendant's Amended Motion for Summary Judgment [58] is hereby

GRANTED;

(2) the Plaintiff's claims are dismissed; and

(3) this case is CLOSED.

All memoranda, depositions, declarations and other materials considered by the court in ruling on this motion are hereby incorporated into and made a part of the record in this action.

SO ORDERED, this the 4th day of November, 2008.

/s/ Sharion Aycock  
**U.S. DISTRICT JUDGE**